

REMARKS

Reconsideration of the above-identified application in view of the amendment above the remarks below is respectfully requested.

Claims 1-3, 5-11, 13-21, 23-26, 28, 31, and 35-44 have been canceled in this paper. Claims 12, 22, 27, 29 and 30 have been amended in this paper. No new claims have been added in this paper. Therefore, claims 12, 22, 27, 29 and 30 are pending and are under active consideration.

Claims 1-3, 5-11, 13-21, 23-26, 28, and 31 stand rejected under 35 U.S.C. 102(e)(2) “as being anticipated by Laird et al. (P/N 6,311,393 B1) in light of Klippel et al. (P/N 3,558,768),” and claims 1-3, 5-11, 13-21, 23-26, 28, 31, 43, and 44 stand rejected under 35 U.S.C. 103(a) “as being unpatentable over Laird et al. (P/N 6,331,393 B1) in light of Klippel et al. (P/N 3,558,768) as applied to claims 1-3, 5-11, 13-21, 23-26, 28, and 31 above, and further in view of Lorincz et al. (Molecular and Cellular Biology (2000) pages 842-850).”

Without acquiescing in the propriety of the above rejections, Applicants note that the rejected claims have been canceled in this paper. Therefore, the above rejections are moot and should be withdrawn.

Claims 12, 22, 27, 29 and 30 stand objected to “as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.”

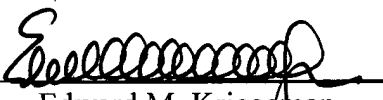
In response to the above, Applicants have rewritten claims 12, 22, 27, 29 and 30 in independent form. Accordingly, the objection has been overcome and should be withdrawn.

In conclusion, it is respectfully submitted that the present application is now in condition for allowance. Prompt and favorable action is earnestly solicited.

If there are any fees due in connection with the filing of this paper that are not accounted for, the Examiner is authorized to charge the fees to our Deposit Account No. 11-1755. If a fee is required for an extension of time under 37 C.F.R. 1.136 that is not accounted for already, such an extension of time is requested and the fee should also be charged to our Deposit Account.


Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 10, 2009


Edward M. Kriegsman